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In re Application of :
TACHBANA, Masayoshi :
Application No.: 10/593,880 : DECISION ON
PCT No.: PCT/JP2005/05410 :
Int. Filing Date: 24 March 2005 : REQUEST
Priority Date: 25 March 2004 :
Attorney's Docket No.: 782 234 : UNDER 37 CFR 1.42
For: METHOD OF DETECTING ... FOR :
AMYLOID-RELATED :

This is a decision is in response to applicants submission of a declaration indicating that inventor Masayoshi Tachibana is deceased. The declaration has been treated as a request for status under 37 CFR 1.42.

BACKGROUND

On 24 March 2005, applicants filed international application PCT/JP2005/05410, claiming a priority date of 25 March 2004. The deadline for entry into the national stage in the United States was 24 September 2006.

On 21 September 2006, applicants filed a submission for entry into the national stage in the United States which was accompanied by, *inter alia*, the U.S. Basic National Fee.

On 22 December 2006, applicants submitted a declaration of the inventors, with an indication that a joint inventor was deceased and the surcharge for late filing of the search fee, examination fee or the oath or declaration.

DISCUSSION

Under 35 U.S.C. §117, legal representatives of deceased inventors may make application for patent upon compliance with the requirements and on the same terms and conditions applicable to the inventor. The "legal representative (executor, administrator, etc.) of the deceased inventor may make the necessary oath or declaration, and apply for and obtain the patent." 37 CFR 1.42.

The declaration complies with 37 CFR 1.497(a)-(b) and 37 CFR 1.42. The declaration lists the inventors and their citizenships and the legal representatives and the legal representative's citizenship, residence and postal address. See 37 CFR 1.497.

CONCLUSION

For the above reasons, the request for status under 37 CFR 1.42 is **GRANTED**.

Application No. 10/593,880

-2-

The application has a date of 22 December 2006 under 35 U.S.C. §371(c)(1), (c)(2) and (c)(4). This application is being forwarded to the National Stage Processing Division of the Office of the PCT Operations for continued processing.

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